

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

FILED
CLERK OF COURT

2004 AUG 23 P 4:05

U.S. DISTRICT COURT
DISTRICT OF MASS

Matter of

Daniel Baucicault Jr

A# 76 490 825

Petitioner

File No: _____

PETITION FOR EMERGENCY STAY OF REMOVAL

Now comes Daniel Baucicault Jr, **Hereafter Daniel Baucicault**, proceeding prose and hereby requests this Honorable court to grant the petitioner an emergency withholding of removal on his pending deportation/removal on the above captioned matter. petitioner states reasons as follows:

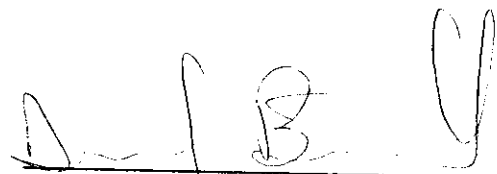
1. Have in the past filed an appeal with the Board Of Immigration Appeal.
2. The aforementioned was summarily dismissed on or about june 22, 2004.
3. I have matters pending in criminal courts.
4. I have submitted a letter to the **SUPREME JUDICIAL COURT** seeking their intervention on my criminal appeal which the Judge **HON. (PAUL L. MC GILL)** continuously postponed. For no apperant reason.
5. There exist exculpatory evidence that was not brought to my attention until long after I plead guilty (see enclosed document).
6. Petitioner would be irreparably harmed and will suffer prejudice if I were removed from the UNITED STATES OF AMERICA. His petition for relief before this Honorable court would be moot if he were removed before he had a chance to appeal his criminal

wherefore, on the basis of the foregoing; Petitioner prays this Honorable court would grant his emergency withholding of removal.

CERTIFICATE OF SERVICE

I, Daniel Baucicault Jr. Certify that I have served a copy of the enclosed "Petition For Emergency stay of removal" to the respondent on this date with pre-paid postage on the following address.

Office Of the District Counsel/BO
P.o. Box 8728
Boston, MA 02114

A handwritten signature in black ink, appearing to read 'D. Baucicault Jr.', written over a horizontal line.

DANIEL BAUCICAULT Jr.



Roxbury District Court
85 Warren Street
Roxbury, MA 02119

Telephone (617) 445-8618

The Commonwealth of Massachusetts

DISTRICT ATTORNEY OF SUFFOLK COUNTY
RALPH C. MARTIN, II

1/8/01

Today, January 8, 2001, I spoke with
Sabine Petion (DOB 5/2/78) regarding the case of the Commonwealth
v Daniel Boucicault (Docket # 00-5963). Ms. Petion stated to me
that she had lied to police officers about this incident. Ms. Petion
stated that the alleged defendant, Daniel Boucicault, in this matter
was not the man who beat her. Ms. Petion also stated that Mr. Boucicault
was not in the area at the time of the attack. Ms. Petion stated that
she blatantly lied to Boston Police Officers in order to get back at
Mr. Boucicault. Mr. Boucicault is the father of Ms. Petion child +
does not aid in the rearing of the child in any manner. Ms. Petion
stated that the information in Boston Incident Report #000637856
was false regarding the defendant.

I, Sabine Petion attest that
the above statements are a true
and accurate account of my
conversation with Investigator Peterson

1/8/2001 Date

Respectfully Submitted,

Kenneth Peterson
Criminal Investigator, SCDAD